

YAVAPAI CLIMATE IDEAL FOR TUBERCULAR PATIENTS SAYS DEPUTY PRESIDENT OF B. R. T.

D. A. McKenzie Inspects Local Sanatoria and Fort Whipple and Gathers Data for Brotherhood; Favorable Impression.

That the climate and health resources of Prescott and Yavapai county are ideal for the treatment of tubercular patients is the conclusion of D. A. McKenzie, deputy president of the Brotherhood of Railway Trainmen, who has been here for the past several days inspecting local sanatoria for the brotherhood. Mr. McKenzie was unable to say whether members of the brotherhood suffering from tuberculosis would be placed in sanatoria here for treatment, for the simple reason that all decisions in the matter will be given by headquarters of the B. R. T. in Cleveland, Ohio, after the first of the year. These decisions, however, will be made on the basis of data provided by Mr. McKenzie.

"The Brotherhood of Railway Trainmen will not construct its own sanatorium for at least three years," Mr. McKenzie last night told a representative of the Journal-Miner. He further stated that a report that a sanatorium was to be constructed by the B. R. T. at Phoenix, and a later report that while in Phoenix he had designated sanatoria of that city for use by the B. R. T., were erroneous. "Those reports were exaggerated," he said. "No sanatoria have been designated anywhere, and will not be until the headquarters of the Brotherhood decided the matter."

Yesterday Mr. McKenzie visited all the sanatoria in Prescott and vicinity. In company with Lester Ruffin and Miss Grace Sparkes of the chamber of commerce he called at Flinn's, Wilson's, St. Luke's home and others in the morning, and in the afternoon in company with Dr. A. D. Wilson visited the government hospital at Whipple Barracks. He said last night that his impressions of this city and county as a health center for tubercular patients were very favorable.

"Our greatest problem," he said, "will be to find a reliable institution capable of caring properly for large numbers of men. From what I have seen I believe the sanatoria here will be able to do so. But all decisions will be made by headquarters after the first of the year. Between now and then I will continue to gather data."

The caring for members who have contracted tuberculosis is a new departure for the B. R. T., Mr. McKenzie said. Although it was planned at first to build a hospital, this plan has been deferred, and the brotherhood will place its patients in private sanatoria on a contract basis. A minimum of 500 patients a year will have to be cared for, the deputy president said.

MAN OF METEORIC RISE IN UTILITIES DROPS DEAD IN N. Y.

NEW YORK, July 31.—About to ascend the staircase in his home here this afternoon, Frank W. Frueauff, a vice-president and director of the City Service corporation and junior partner of Henry L. Doherty & Co., dropped to the floor and died a few minutes later. Acute indigestion was given as the cause of death.

Mr. Frueauff began his business career as a meter reader for the Denver Gas company, of which he later was president. He was a director in 141 corporations throughout the country. He was born in 1874 in Pennsylvania and had lived in Denver for some time before he came to New York.

PUBLIC RECORDS

July 31, 1922

John J. Sweeney, trustee, to Joseph Zwick, deed, \$10. Lot 15, block 4, Placer add to Humboldt.

M. P. Randolph, et al., file affidavit of labor performed on one claim in Pine Grove.

Antonio Emanuel to Ernestine Emanuel, w. deed, \$1. Lot 14, block 10, Prescott.

Jerry Peterson to Lucia Depetris, w. deed, \$600. Lot 2, block 1, Bashford add.

George H. Ward locates one claim in Weaver district.

Henry Cowell locates one claim in Wickenburg district.

JOB GONE, HE MAKES WHISKEY

Gavino Soto Adopts Liquid Method of Recuperating Fortunes When Work Plays Out, But Gets Only 3 Months for it.

Gabino Soto knew just enough about the constitution of the United States to be aware of its rather vague and hazy existence, but he was sure that somewhere in that document there lurked a provision against making liquor. But having been in the United States a comparatively short time, and being engrossed with other affairs, he paid but slight attention to the changing fads of these Americans, and when the job he was lost, and the pinch of poverty he became insistent, Gavino threw all other considerations to the wind and began making booze.

He did not know whether the product of his enterprise was good liquor or poison; potable or wood alcohol. He had not, being of the age of but 22, and not very thoughtful, meditated upon the possible deadly effect of his output, provided he had erred in his calculations. But it was sufficient for his purpose to produce something that was liquid, something that was hot and something that would bring in the jack. He needed that jack. Unmarried and without parents, still, he needed it.

He had a tio, Pedro Flores, presumably the brother of his mother. And Pedro was arrested with Gavino at Puntuney, and brought to Prescott. But after Gavino had pleaded guilty yesterday and had been sentenced to three months in jail, as the judge said, to have time to think over the constitution of the United States, Mr. Westervelt asked to have Pedro released, as the prisoner then at the bar appeared to be the really guilty party.

Through his interpreter, Gavino was quite sure that he would be able to ponder quite satisfactorily upon the white man's law. He had made his last liquor, he was also sure.

WIFE LEFT HIM AT THAT "VILLAGE" OF CLARKDALE IN 1921

Clarkdale, Ariz., is classified in a divorce suit placed on file yesterday by William J. Taylor. He calls the great smelter town a "village." But then it was at Clarkdale, he says, that his wife, Mary Leslie Taylor, up and left him without just cause, and went so fast that he is now perfectly ignorant of her whereabouts, if any. An affidavit accompanies the complaint, and says that the present residence of Mary Leslie is to the assistant unknown. Her last sailing orders were California.

The Taylors were married at Riverside, Calif., on June 20, 1920, and the alleged desertion occurred at Clarkdale on March 14, 1921. O'Sullivan & Morgan represent the plaintiff.

COLVIG RESIGNS AS CASHIER OF C. T. S. B.

Harry Colvig, for three years cashier of the Commercial Trust and Savings company, yesterday made public his resignation from that position to take effect on August 15.

Of three business opportunities now open for him, Mr. Colvig said he had not yet made a selection; one would take him out of Arizona and another away from Prescott.

Mr. Colvig, who is a member of the Rotary club, has been connected with the institution he is now leaving for a number of years. He was with the Prescott National bank for six years and in 1915 became an officer of the Commercial Trust, to the cashiership of which he succeeded three years ago.

LICENSED TO WED

A marriage license was issued yesterday to Sam Pattee, 32, of Camp Verde, and Elsie Johnson, 17, of Clarkdale. Henry Johnson, the girl's father, gave his consent. They are Indians.

MORE LICENSES RECEIVED HERE

Yavapai Motorists May Now Secure Automobile Plates; Steady Increase Noted in the Number of Licenses Issued.

Motorists who have been unable to secure new automobile license plates may now get them by calling at the office of County Assessor C. E. Gentry. A new shipment of 1922 plates has been received and the licenses are ready for distribution. During the past few weeks the big demand by automobile owners for Yavapai plates has swamped the assessor's office to such an extent that the supply on hand was quickly exhausted.

Up to June 30, 2,300 license plates had been issued this year in Yavapai county, Assessor Gentry said. The present issuance stands at the 2,632 mark, and will probably reach 2,800 or 3,000 before the end of the year.

Automobile license plates for 1923 will be made in California instead of in the east where plates have previously been secured. Thus, considerable time will be saved the state and Arizona automobile owners in getting plates received and distributed promptly. Proposals advocating that 1923 plates be made of copper has been discontinued. The plates will be made as heretofore. The design for 1923 will reproduce the present county number scheme and colored lettering on a white background, except that the 1923 plates will be blue on white.

SCHOOL BOARD REJECTS BIDS

All bids for general construction, electrical work, plumbing and heating and ventilating of the new south-side grade school in this city was rejected at a meeting of the city school board yesterday. All of the bids for general construction were several thousand dollars too high, said F. C. Whisman, business manager of the city schools. The bids offered were as follows:

General Construction	
Eagan Construction company, Phoenix	\$49,000
J. E. Trounser, Phoenix	48,700
Geo. W. Campbell, Phoenix	49,059
S. B. Shumway, Mesa	56,679
Electrical Work	
Vyne Brothers	\$2,975
Bert Savage	2,518
R. B. Perry, Phoenix	1,695
Plumbing	
D. S. Fall	\$2,965
A. Esty, Phoenix	4,590
T. P. Lund	4,100
C. E. Thomas	3,650
Heating and Ventilating	
C. E. Thomas	\$8,475

Bids will be opened at Ash Fork today for construction of the new grade school there, and bidders who yesterday attended the local board meeting were traveling north last night to attend the Ash Fork bidding. R. B. Westervelt, deputy county attorney, also went north last night to attend the opening of bids.

WEEK-END ARRESTS SWELL POPULATION OF YAVAPAI JAIL

The week-end netted the usual arrests by city and county officers for drunkenness and disorderliness and similar minor offenses.

Among those taken into custody were Francisca Madrid, a Mexican woman, arrested Saturday night by Undersheriff Joe Furst and charged with possession of intoxicating liquor; E. Gomez, arrested early Sunday morning by City Policeman Byers for being drunk and disorderly and fined \$5 yesterday by City Clerk Robinson; Ed Davis, drunk and disorderly, arrested at midnight Sunday by City Policeman Lacy; and John Collins, brought down from Ash Fork Sunday by Deputy Sheriff John Hudgens and committed to the state insane asylum at a hearing in the superior court yesterday.

Three federal prisoners were lodged in the county jail Sunday by Deputy United States Marshal Jack Sparkes, Jr., being brought up from Phoenix on the 11:30 train. They are John Thurman and H. E. Barker, both charged with dealing in opium, and J. R. Fletcher, charged with manufacturing alcoholic liquor.

Ben Ward and C. E. Beach, oil agents, were in Humboldt on business Thursday.

REDEMPTION FUND MUST BE CUT UP BETWEEN "RAILROAD" COUNTIES

That is Purport of Supreme Court Decision in Famous 4-Way Bond Case Involving Land Given by Enabling Act.

An account of a decision by the state supreme court compelling the state to apportion to the four railroad bond counties the funds thus far gathered from the sale and lease of land set aside in the enabling act for the old bonds, is contained in a Phoenix newspaper reaching here yesterday. The decision means that Yavapai and its offspring, Coconino, and Maricopa and Pima counties will now recover from the state some of the money due them under the old enabling act clause, to repay funded bonds issued in the '80's to pay for a railroad that never was built.

But the account in the Republican errs in stating that Maricopa instituted the action. A representative of the Journal-Miner was called into the office of Deputy County Attorney E. S. Clark in this city over a year and a half ago and given the first published account of a concerted movement started by Mr. Clark and C. B. Wilson of Flagstaff, to bring about the partition of the fund, then growing into respectable size in the treasury. Mr. Wilson subsequently assumed the role of special counsel for the four counties, and all of the preliminary work except actual filing of the papers, was done in Prescott at conferences participated in by the county attorneys or their representatives.

Historical facts taken from the records are here quoted from the Republican:

The state auditor and state treasurer must follow the mandate of the Maricopa county superior court and apportion to Pima, Yavapai, Coconino and Maricopa counties, the monies now accrued in the county bond land fund as applying toward the redemption of nearly \$2,000,000 in bonds and accrued interest incurred by these counties through the issuance of bonds to promote the building of a railway from Seligman thru Prescott and Phoenix to Tucson years ago.

The case was filed in December 1920, in the Maricopa county superior court by the county attorneys of the four counties involved. It came up for a hearing before Judge Stanford on October 18, 1921, and the writ of mandamus was handed down on October 22. The defendants gave notice of appeal at once.

The bonds involved in the suit were issued by the counties between 1882 and 1887 and totaled nearly \$1,000,000. They were issued for the purpose of building a narrow gauge railroad from Seligman to Tucson. In some unknown manner, after the bonds had been issued by the counties, they were turned over to the railroad company before the road was started. The railroad company sold the bonds and then failed to build the railroad.

The counties then brought suit and one of the cases, Lewis vs. Pima county, was carried to the supreme court of the United States, which in October, 1894, held that the territorial act, under which the Pima county bonds had been issued, was void and that the bonds issued by this county were invalid and not a legal obligation. By virtue of this decision, it was maintained that all of the bonds were invalid.

In June, 1896, however, congress, by a special act, validated the entire issue of bonds to protect the purchasers of the bonds whom they held to be the injured party. This act of validation was upheld by the supreme court states as follows:

"We should not omit to state that the attorney general of the United States is not objecting to the method provided by the legislature of Arizona for the administration of these railroad lands or the disposition of the funds. If the donor does not object to the manner of their administration, it would seem that the officers of the state, with merely ministerial function to perform, would not hesitate to perform them, rather than impose objections in behalf of one who is not complaining but seems to be satisfied."

APPEAL ASH FORK RAILROADER CASE

Refugio Molino, Sentenced to Jail Term at Justice Court Hearing, is Out on Bond Pending Rehearing.

Refugio Molino, fined \$20 and sentenced to 30 days in the county jail at a hearing before Justice of the Peace Seymour at Ash Fork last week for carrying concealed weapons, is now out on bonds of \$100, pending hearing of his case in the superior court. Motion for an appeal of Molino's case was filed in the superior court and was granted.

Grounds for the appeal are stated to be that at the hearing at Ash Fork Molino was not allowed to secure an attorney and that he was given no time in which to plead and present a defense. The hearing, it was claimed, was held in an Ash Fork pool hall with no jury present.

Goes to Asilomar

Mrs. S. H. Martin yesterday afternoon left for Asilomar, Calif., to attend the annual convention of the Young Women's Christian association there. She will be away for about two weeks.

EXPLAINING WHY ONE OF FRANK SCULLY'S CHEERING SECTIONS WAS NOT IN THE PAPER

Why there was no "Cheering Section" in the Journal-Miner one day nine months ago is now explained in a communication received from the postmaster at Phoenix Saturday. A large official envelope arrived, carrying within it, the opened and somewhat bedraggled envelope of Frank Scully, the contributor, and the "col" he had written on November 2, 1921.

The envelope was postmarked Tucson on that date, and bore the inscription: "Copy, Rush, please!"

Postoffice Inspector J. L. Cooper in a form letter, explains the slight delay:

"The inclosed mail was recently recovered near Maricopa, Ariz., it having been stolen from the mail car at Maricopa on the night of November 2, 1921, by Roy G. Gardner, the notorious mail bandit, who rifled most of the mail and left same in a secluded place in an uninhabited section.

"It is greatly regretted that you have been inconvenienced by this delay, but there is some satisfaction in knowing that Gardner is now serving a 25-year sentence in the United States penitentiary at Leavenworth, Kans."

The Journal-Miner is not so vindictive but that it hopes Mr. Gardner enjoyed the perusal of Mr. Scully's poem and sport comment, to an extent to relieve his disappointment over finding no cash or other sordid values in that envelope. Anyway Roy ought to have known there would be no money in a newspaperman's letter.

CITY NEWS IN BRIEF

Return to Mine

W. G. Boyle and R. Allen, mining men of Cherry Creek, returned yesterday after a few days spent in Prescott.

Takes Vacation

Miss Catherine Beagin, community nurse, plans to leave today on a vacation trip of two weeks. Miss Beagin will visit the canyon during her trip.

Joins Ball Team

Charles Gilliland, Phoenix ball player, was in Prescott yesterday en route to Clarkdale to join the Clarkdale nine.

FRIEND OF CHARLIE SCHWAB IN TOILS AT OATMAN OVER ANCIENT BILL FOR LICKER

By ROBERT S. DOMAN
OATMAN, Ariz., July 31.—One-eyed Steve Soubie, known throughout the Oatman district as the "barefoot geologist," is in the Oatman jail charged with non-payment of his annual assessment on a liquor bill which it is alleged Steve contracted back in 1913.

Lawyer V. P. Lucas has charge of Steve's case and expects to have his client out tomorrow morning on a writ of habeas corpus. Lucas asserts that Steve was unlawfully imprisoned, that the statute of limitations and the Volstead act make saloon bills uncollectable, that Steve was never known to accept a drink if he thought he would have to pay for it and that therefore it was not likely that his client would contract a bar bill.

"Round Mountain" Scotty, proprietor of "The Highgrader's Cafe," of Oatman insists, however, that Steve signed an agreement in 1917 to pay \$5 a year on his old bar bill until the full amount of \$35 was paid. All Oatman is discussing the case in low tones.

Steve Soubie is the same old desert rat who saved Charles Schwab's life in 1906. Schwab and a party of Pittsburg friends left Emigrant Springs near Skidoo, Cal., on the edge of Death Valley. When found by Steve they had wandered to Horn Rock seven miles north of Daylight Springs on the Nevada frontier. The Schwab party was off the road and had become bewildered by a sand storm which so twisted them around that they had lost all sense of direction.

Moreover, the Schwab party had run out of food and drinking water. They had not eaten for forty-eight hours. Steve thus describes his rescue of the Schwab party.

"I come down Death Valley from Lida through Eureka Valley and south through Last Chance mountains as far as Tule Springs. After I make Stovepipe Springs I turn and go back on the way to Rhyolite. I

HUMBOLDT NOTES

HUMBOLDT, July 31.—Mrs. Margaret Lang and son, Billy, of Camp Verde, are visiting Mrs. C. P. Wingfield.

Mr. and Mrs. O. F. Janssen and Mrs. G. M. Colvocoresses were visiting in Prescott Tuesday.

George Dickson of Arctic Ice & Meat company is the proud daddy of a fine daughter, Virginia Ann, born Tuesday.

Sim Ellis motored to Prescott Monday.

Dan McElroy and family and W. A. Nickerson motored to Prescott Tuesday.

Center Thayer of Arizona Bus company, recently discharged from the Humboldt hospital, left for Los Angeles during the week.

H. V. Welsh, chemical engineer of the Western Metallurgical company, left for his home in Los Angeles.

Mrs. William Duguid and family are expected home from Texas soon.

Robert Howell, electrician for the Southwest Metals company, is in the hospital for a few days.

B. S. Holly and family of Wickenburg expect to make their home in Humboldt.

Walter Joy and family of Murietta, Calif., have moved to Humboldt.

George Clay and family, formerly of Dewey, have moved to Humboldt.

A. R. Weedle of the Smelter left for Wickenburg, where he will take a position with the Santa Fe Railway company.

Mr. and Mrs. Simpson have moved to Humboldt.

Mrs. Charles Stanton entertained the Afternoon Bridge club at her lovely home in Dewey. Those who motored from Humboldt to enjoy the afternoon were: Mrs. G. M. Colvocoresses, Mrs. Frank Corwin, Mrs. C. P. Henry, Mrs. W. A. Nickerson, Mrs. O. F. Janssen, and Mrs. Lytzen. Mrs. Corwin won the prize.

Miss Louise Fagerberg of Prescott is visiting her uncle and aunt, Mr. and Mrs. C. P. Henry.

W. E. Carpenter, master mechanic of the Southwest Metals company, left Wednesday for a short vacation in San Francisco.

H. S. McKnight, ore buyer for the Southwest Metals company, has returned from a mine examination trip to the Peck Mining district.

FRIEND OF CHARLIE SCHWAB IN TOILS AT OATMAN OVER ANCIENT BILL FOR LICKER

catch Schwab and his guys near Daylight Springs. "They wuz all in. I give them all a drink and then bake some hot cakes. They like them so much I run two batch through dutch oven. I give it to them beans, milk, flapjacks."

"Schwab said 'Steve, you're the best blanket blank cook in the whole country.'"

"I says, 'Mister Schwab you ain't the only one said the same thing.'"

"Charlie got sore at me."

"He says, 'Don't call me Mister Schwab, Steve. Call me Charlie.' If I wuz to have called him Mister Schwab after that he kick me all over Nevada from Bullfrog to Rhyolite."

"I tell the world Charlie Schwab one fine guy. He is the best blanket blank sort whatever did come in the desert. He give me all he had in gold—twenty, five dollar, ten dollar gold piece. He says 'You save my life, Steve,' but I say 'Hell, that ain't nothin'. I do that for anybody no matter how much money they give me.'"

"Altogether every guy gives me \$740, for all of them. They take me to Rhyolite, buy me chicken for every meal, lots of champagne, eight dollars for one bottle, tobacco good for six months. Me, I was drunk all day for a week. Charlie paid my hotel for three mont. Other guys they want to get me a swell house and marry me to a swell society woman in Bullfrog. But I say no. Nothin' doin', Skidoo. Twenty-three for you."

"When he leave Charlie say, 'Steve you come to Pittsburg look me up. If you wanna go back to Pressburg on the Danube some day you write me.'"

"I say 'Thank you, Charlie. Next time you see hazy on the desert and feel choked up air you keep your eye open for sand storm next day in Death Valley.'"

"That Charlie Schwab he sure one fine sun of a gun!"